



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/629,547	04/09/96	TAKAHASHI	ATS-002-CUN/

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PM32/0225

EXAMINER
LOUNG, V

ART UNIT	PAPER NUMBER
3682	

DATE MAILED: 02/25/99

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

# Notice of Abandonment

Application No.  
**08/629,547**

Applicant(s)  
**Takahashi et al.**


Examiner  
**Vinh Luong**

Group Art Unit  
**3682**



This application is abandoned in view of:

- ☒ applicant's failure to timely file a proper response to the Office letter mailed on 5/5/98.
- ☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
- ☒ A proposed response was received on 11/17/98, but it does not constitute a proper response to the final rejection.  
(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC)).
- ☐ No response has been received.
- ☐ applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.
- ☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_.
- ☐ The issue fee has not been received.
- ☐ applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.
- ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.
- ☐ No proposed new formal drawings have been received.
- ☐ the express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.
- ☐ the letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ the letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
- ☐ the decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ the reason(s) below:

  
**VINH LUONG**  
**PRIMARY EXAMINER**  
**ART UNIT 3682**

Art Unit: 3682

1. The Group and/or Art Unit location of your application in the PTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Group Art Unit 3682.

2. The Supplemental Amendment and Supplemental Declaration filed on November 17, 1998 have not been entered because they had been *untimely* filed. Note that the Ex parte Quayle action was mailed on May 5, 1998. The six month statutory period started to run from May 5, 1998. Therefore, the Supplemental Amendment and Supplemental Declaration should have been received on or before November 5, 1998 in order to put the case in the condition for allowance. Since the Supplemental Amendment and Supplemental Declaration were received after the six month statutory period, the instant application is abandoned by action of law. See M.P.E.P. 710.02-710.02(e).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Luong whose telephone number is (703) 308-3221. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday from 7:30 AM EST to 6:00 PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Jeffery, can be reached on (703) 306-4601. The fax phone number for this Group is (703) 305-7687.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1113.

Luong

February 25, 1999



Vinh T. Luong  
Primary Examiner: